

ACT #2016-148

1 HB449

2 173352-2

3 By Representative South (N & P) (Constitutional Amendment)

CA

4 RFD: Local Legislation

5 First Read: 22-MAR-16

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2 ENROLLED, An Act,

3 Proposing an amendment to the Constitution of
4 Alabama of 1901, to provide that certain elected public
5 officials in Fayette County may participate in the Employees'
6 Retirement System in lieu of participating in a supernumerary
7 program or system.

8 BE IT ENACTED BY THE LEGISLATURE OF ALABAMA:

9 Section 1. The following amendment to the
10 Constitution of Alabama of 1901, is proposed and shall become
11 valid as a part of the Constitution when all requirements of
12 this act are fulfilled:

13 PROPOSED AMENDMENT

14 No person elected or appointed sheriff, or any
15 elected or appointed Fayette County official may assume a
16 supernumerary office after the effective date of this
17 amendment. Any person who, on the effective date of this
18 amendment, is entitled to participate in a supernumerary
19 program may continue to participate in that supernumerary
20 program, which shall include the assumption of a supernumerary
21 office according to the terms and conditions of the law which
22 established that supernumerary program. Every elected or
23 appointed Fayette County official may participate in the
24 Employees' Retirement System of Alabama upon the same terms
25 and conditions as may be specified by law for any other

1 employee in the same retirement system. Fayette County
2 officials holding office at the time of the ratification of
3 this amendment shall be eligible to purchase service credit in
4 the Employees' Retirement System for the time the official has
5 served in the current office. For the purposes of this
6 amendment, the words "elected or appointed county official"
7 shall include, subject only to express limitation, any person
8 holding an office that entitles the person to participate in a
9 supernumerary program and includes any person appointed to
10 serve the remaining term of an elected or appointed county
11 official, but shall not include a judge, district attorney,
12 constable, legislator, school board member, or any official
13 elected from a judicial circuit.

14 Section 2. An election upon the proposed amendment
15 shall be held in accordance with Amendment 555 to the
16 Constitution of Alabama of 1901, and the election laws of this
17 state.

18 Section 3. The appropriate election official shall
19 assign a ballot number for the proposed constitutional
20 amendment on the election ballot and shall set forth the
21 following description of the substance or subject matter of
22 the proposed constitutional amendment:

23 "Relating to Fayette County, proposing an amendment
24 to the Constitution of Alabama of 1901, to phase out the


1 supernumerary system for certain elected public officials and
2 allow them to participate in the Employees' Retirement System.

3 Proposed by Act _____"

4 This description shall be followed by the following
5 language:

6 "Yes () No ()."

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Speaker of the House of Representatives


President and Presiding Officer of the Senate

House of Representatives

I hereby certify that the within Act originated in
and was passed by the House 05-APR-16.

Jeff Woodard
Clerk

Senate

21-APR-16

Passed

Alabama Secretary Of State

Act Num....: 2016-148
Bill Num....: H-449

SPONSOR

South
CO-SPONSORS

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HOUSE ACTION

DATE: 3-22 2016
RD 1 RFD LL

REPORT OF STANDING COMMITTEE

This bill having been referred by the House to its standing committee on

Paul Leggett was acted upon by such committee in session, and returned therefrom to the House with the recommendation that it be

Passed, w/amend(s) w/sub

this 23 day of March 2016.

John Baker, Chairperson

SENATE ACTION

DATE: 4-5 2016
RD 1 RFD LLH1

This Bill was referred to the Standing Committee of the Senate on LL1

and was acted upon by such Committee in session and is by order of the Committee returned therefrom with a favorable report

w/amd(s) w/sub w/eng sub

by a vote of

years nays abstain

this 20th day of April 2016

Gerald Rial, Chairperson

DATE: 4-20 2016

RF 6AY RD 2 CAL

I hereby certify that the Resolution as required in Section C of Act No. 81-889 was adopted and is attached to the Bill,

HB 449

YEAS 25 NAYS 0 ABST

PATRICK HARRIS,
Secretary

DATE: 4-21-16 RD 3 at length

PASSED PASSED AS AMENDED

YEAS 25 NAYS 0 ABST

And was ordered returned forthwith to the House.

PATRICK HARRIS,
Secretary

DATE: 20

INDEFINITELY POSTPONED YEARS NAYS

DATE: 20

RECONSIDERED YEARS NAYS

DATE: 20

RE-REFERRED RE-COMMITTED

Committee

I hereby certify that the Resolution as required in Section C of Act No. 81-889 was adopted and is attached to the Bill,

HB 449

YEAS 28 NAYS 0

JEFF WOODARD,
Clerk